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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kenneth Carbone et al.  
 Serial No. : 09/582,297  
 Filed : June 23, 2000  
 Title : ASYNCHRONOUS DATA PROTOCOL

Art Unit : Unknown  
 Examiner : Unknown

Commissioner for Patents  
 Washington, D.C. 20231

Attention: **Box Missing Parts**  
 Commissioner of Patents and Trademarks  
 Washington, DC 20231

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Legal Staff  
 International Division

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**PETITION UNDER 37 CFR 1.47(a)**

Pursuant to 37 CFR 1.47(a) and MPEP 409.03, applicants Kenneth Carbone, Marc A. Katchay, Harry G. Morgan, and Scott A. Quillen respectfully state that co-applicant Robert D. Greenlee cannot be found or reached after diligent effort, and request that this application be accepted for examination. The fee of \$130 prescribed under 37 CFR 1.17(h) is included in the attached check. The Commissioner is authorized to apply any uncovered charges, or any credits, to Deposit Account No. 06-1050, Ref. 06975-029006.

An appropriate declaration executed by applicants Kenneth Carbone, Marc A. Katchay, Harry G. Morgan, and Scott A. Quillen, but with the signature block for Mr. Greenlee left blank, as permitted by MPEP 409.03(a), is being submitted concurrently herewith in response to the Notice to File Missing Parts.

Also attached hereto is an Affidavit of Jackie V. Gillispie of America Online, Inc., the employer of all the applicant's at the time of the invention. As set forth, in the Affidavit, a *bona fide* attempt was made to present the application papers, including the specification, drawings, claims and declaration, to Mr. Greenlee for review and execution. After diligent effort, Mr. Greenlee could not be found or reached.

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Page : 2

Attorney's Docket No. 06975-029006 / Personlization  
01-WO6-US

For the foregoing reasons, this application should be accepted for examination under 37  
CFR 1.47(a).

Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: February 12, 2001

Robert V. Racunas  
Robert V. Racunas\*

\* Practice in Washington, D.C. limited to matters and proceedings before federal courts and agencies

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